



6,118,480, 6,177,956, 6,222,538, 6,223,190, 6,249,316, 6,486,914, and 6,504,575 (the “patents-in-suit”), and that this Court has subject matter jurisdiction over VistaQuest’s counterclaims pursuant to 28 U.S.C. §§ 1331, 1338(a), 2201, and 2202, but otherwise denied.

4. Admitted.

5. Admitted.

**COUNT ONE: DECLARATORY JUDGMENT  
REGARDING NON-INFRINGEMENT**

6. FlashPoint incorporates the replies set forth to Paragraphs 1-5 as if fully set forth herein.

7. Admitted that an actual controversy exists between VistaQuest and FlashPoint as to the infringement of one or more of the patents-in-suit, but otherwise denied.

8. Denied.

9. Admitted that VistaQuest purports to seek a declaration from the Court that it has not infringed, and is not infringing, one or more claims of the patents-in-suit, but otherwise denied.

**COUNT TWO: DECLARATORY JUDGMENT REGARDING INVALIDITY**

10. FlashPoint incorporates the replies set forth to Paragraphs 1-9 as if fully set forth herein.

11. Admitted that an actual controversy exists between VistaQuest and FlashPoint as to the validity of one or more of the patents-in-suit, but otherwise denied.

12. Denied.

13. Admitted that VistaQuest purports to seek a declaration from the Court that one or more claims of the patents-in-suit are invalid, but otherwise denied.

**PRAYER FOR RELIEF**

In addition to the relief requested in Plaintiff's Original Complaint, Plaintiff respectfully requests a judgment against VistaQuest as follows:

- A. That VistaQuest takes nothing by its Counterclaims;
- B. That the Court award Plaintiff costs and attorneys' fees incurred in defending against these Counterclaims; and
- C. Any and all further relief for Plaintiff as the Court may deem just and proper.

**JURY DEMAND**

Plaintiff demands a trial by jury on all issues.

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Dated: July 10, 2008

/s/ Evan O. Williford

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**CERTIFICATE OF SERVICE**

I, Evan O. Williford, hereby certify that on July 10, 2008, I caused to be electronically filed a true and correct copy of the foregoing document – **Plaintiff's Reply to VistaQuest Corp.'s Counterclaims** – with the Clerk of Court using CM/ECF which will send notification of such filing to the following local counsel for defendants:

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I further certify that on July 10, 2008, I caused a copy of the foregoing document to be served on the following defendants by First Class Mail:

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